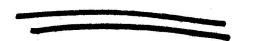
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CASE UNSEALED PER ORDER OF COURT

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

February 2012 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

V.

Title 18, U.S.C., Sec. 371 Conspiracy; Title 31 U.S.C.,
Sec. 5324(a)(3) - Structuring;
DAWIT WOLDEHAWARIAT (2),
ABREHAILE HAILE (3),

Defendants.

Defendants.

Case No.

1 2 CR 1 6 8 9AH

Conspiracy
Title 18, U.S.C., Sec. 2 Adding and Abetting; Title 26,
U.S.C., Sec 2703 - Failure to
File a Tax Return

The grand jury charges:

Count 1

CONSPIRACY TO STRUCTURE

Introduction

- 1. Defendants YONAS FIKRE ("FIKRE") and DAWIT WOLDEHAWARIAT ("WOLDEHAWARIAT") are brothers, and have previously conducted business together. Defendant WOLDEHAWARIAT resides in San Diego, California.
- 2. In or about December 2009, defendant FIKRE traveled from the United States to Sudan.
- 3. Defendants FIKRE and WOLDEHAWARIAT agreed to transfer tens of thousands of dollars from the United States to the United Arab Emirates to have the money available for use in Sudan or elsewhere.

 Defendants WOLDEHAWARIAT and FIKRE wanted to conceal from the
- Defendants WOLDEHAWARIAT and FIKRE wanted to conceal from the

28 United States their connection to the money transfers.

CPH:lml:San Diego 5/1/12



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4. Defendant ABREHAILE HAILE is an agent, manager and operator of Red Sea Finance, Inc., a money transmitting business located in Seattle, Washington.

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CONSPIRACY

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5. Beginning on a date unknown to the Grand Jury, continuing up to on or about December 12, 2010, within the Southern District of California and elsewhere, defendants YONAS FIKRE, DAWIT WOLDEHAWARIAT, and ABREHAILE HAILE knowingly conspired and agreed with each other and with other persons known and unknown to the Grand Jury to commit offenses against the United States, to wit, for the purpose of evading the reporting requirements of section 5313(a) of Title 31, United States Code, and the regulations promulgated thereunder, structure or attempt to structure transactions with one or more domestic financial institutions; in violation of Title 31, United States Code, Section 5324(a)(3) and Title 31, Code of Federal Regulations, Sections 103.11 and 103.22(b)(1) (now codified as Title 31, Code of Federal Regulations, Sections 1010.100 and 1010.311).

OVERT ACTS

- In furtherance of said conspiracy and to effect and accomplish the objects thereof, the following overt acts, among others, were committed within the Southern District of California and elsewhere:
 - On or about April 13, 2010, defendant FIKRE instructed a. defendant WOLDEHAWARIAT to contact defendant HAILE to transfer money from the United States to Dubai;

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Count 2

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STRUCTURING

From on or about April 14, 2010, and continuing to on or about April 19, 2010, within the Southern District of California, defendants YONAS FIKRE, DAWIT WOLDEHAWARIAT, and ABREHAILE HAILE did knowingly and for the purpose of evading the reporting requirements of Section 5313(a) of Title 31, United States Code, and the regulations promulgated thereunder, structure or attempt to structure transactions with one or more domestic financial institutions; in violation of Title 31, United States Code, Section 5324(a)(3) and Title 31, Code of Federal Regulations, Sections 103.11 and 103.22(b)(1) (now codified as Title 31, Code of Federal Regulations, Sections 1010.100 and 1010.311), and Title 18 , United States Code, Section 2.

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Count 3

FAILURE TO FILE A TAX RETURN

During calendar year 2009, defendant DAWIT WOLDEHAWARIAT, who was a resident of San Diego, California, had and received a gross income in excess of \$26,000. By reason of such gross income, he was required by law, following the close of the calendar year 2009 and on or before April 15, 2010, to make an income tax return to the Internal Revenue Service Center, at San Diego, California, to a person assigned to receive returns at the local office of the Internal Revenue Service at San Diego, California, or to another Internal Revenue office permitted the by Commissioner of Internal Revenue, specifically the items of his gross income and any deductions and credits to which he was entitled. Well knowing and believing all of the foregoing, he did willfully fail, on or about April 15, 2010, within the Southern District of California and elsewhere, to make an

income tax return; in violation of Title 26, United States Code, Section 7203.

FAILURE TO FILE A TAX RETURN

Count 4

During calendar year 2010, defendant DAWIT WOLDEHAWARIAT, who was a resident of San Diego, California, had and received a gross income in excess of \$29,000. By reason of such gross income, he was required by law, following the close of the calendar year 2010 and on or before April 15, 2011, to make an income tax return to the Internal Revenue Service Center, at San Diego, California, to a person assigned to receive returns at the local office of the Internal Revenue Service at San Diego, California, or to another Internal Revenue office permitted by the Commissioner of Internal Revenue, stating specifically the items of his gross income and any deductions and credits to which he was entitled. Well knowing and believing all of the foregoing, he did willfully fail, on or about April 15, 2011, within the Southern District of California and elsewhere, to make an income tax return; in violation of Title 26, United States Code, Section 7203.

DATED: May 1, 2012.

A TRUE BILL:

Foreperson

LAURA E. DUFFY United States Attorney

By:

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CAROLINE P. HAN-

Assistant U.S. Attorney

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